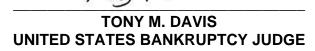
14-10447-tmd Doc#273 Filed 06/12/14 Entered 06/12/14 23:56:26 Imaged Certificate of Notice Pg 1 of 9

# IT IS HEREBY ADJUDGED and DECREED that the below described is SO ORDERED.

Dated: June 10, 2014.



## IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF TEXAS AUSTIN DIVISION

IN RE: \$ \$ \$ FIRED UP, INC. \$ CASE NO. 14-10447 \$ (Chapter 11)

# ORDER GRANTING MOTION TO ESTABLISH PROOF OF CLAIM BAR DATE FOR EXECUTORY CONTRACT AND LEASE REJECTION DAMAGE CLAIMS

CAME TO CONSIDERED on the date above the *Motion to Establish Proof of Claim Bar*Date for Executory Contract and Lease Rejection Damage Claims filed by Fired Up, Inc., the

Debtor and Debtor-in-Possession in the above-styled and referenced case. Notice and opportunity

for hearing having been timely provided and no objections having been filed, the Court finds that the

Motion is meritorious and should be granted. It is therefore

<sup>&</sup>lt;sup>1</sup> Until February 26, 2014, Debtor's business was being operated partially by the Debtor, partially by Kona Restaurant Group, Inc. ("KRG"), a Delaware corporation wholly owned by the Debtor, and partially by Carino's Italian Kitchen, Inc. ("CIK"), a Delaware corporation wholly owned by KRG. CIK was merged into KRG in Delaware and KRG was merged into the Debtor, a Texas corporation, in Texas.

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ORDERED that landlords whose leases were rejected by this Court's Order of April 11,

2014, as set forth in Exhibit "A" attached hereto, shall have up to and including the general bar

date in this case of July 28, 2014, to file any claim or claims it may have in this case arising

from the rejection of their leases. It is further

ORDERED that the bar date for any all an executory contracts or leases other than for those

leases previously rejected by this Court's order of April 11, 2014 as set forth in Exhibit "A" hereto,

shall be the <u>later</u> of (a) the general claims bar date of July 28, 2014 previously fixed in this chapter

II case, or (b) twenty-eight (28) days after service of any order approving the rejection of a lease or

other executory contract. It is further

ORDERED that all subsequent orders drafted by any party rejecting leases or other

executory contracts shall include the bar date established by this Order.

# # #

Submitted by;

Barbara M. Barron Stephen W. Sather

BARRON & NEWBURGER, P.C.

1212 Guadalupe St., Suite 104

Austin, Texas 78701

(512) 476-9103

DOCS\_SF:85417.2 28294/002

#### AGREED AS TO FORM AND SUBSTANCE:

#### /s/ Barbara M. Barron

Barbara M. Barron (TBN 01817300) Stephen W. Sather (TBN 17657520) Barron & Newburger, P.C. 1212 Guadalupe, Suite 104 Austin, Texas 78701 (512) 476-9103 Ext. 220 (512) 476-9253 Facsimile

## Attorneys for Debtor

## Joshua M. Fried

Bradford J. Sandler (DE Bar No. 4142) Joshua M. Fried (CA Bar No. 181541) Pachulski Stang Ziehl & Jones LLP 919 N. Market Street, 17th Floor P.O. Box 8705

Wilmington, DE 19899-8705 (Courier 19801)

Telephone: (302) 652-4100 Facsimile: (302) 652-4400 Email: bsandler@pszjlaw.com ifried@pszjlaw.com

and

G. James Landon (TX Bar No. 24002445) Seth E. Meisel (TX Bar No. 24037089) Streusand, Landon & Ozburn, LLP 811 Barton Springs Rd., Ste. 811 Austin, Texas 78704

Telephone: (512) 236-9900 Facsimile: (512) 236-9904 Email: landon@slollp.com

Counsel to the Official Committee of Unsecured Creditors

EXHIBIT A

REJECTED LEASES PER COURT'S ORDER OF 4/11/14

Store #			Leasehold Property
	Lessor/Servicer	Lease Type	Location
85	AEI Income & Growth Fund 25 LLC	Non-Residential Real Property (Full)	2638 Derek Drive Lake Charles, LA 70607
98	AEI Income & Growth Fund 25 LLC	Non-Residential Real Property (Full)	5700 N. Elizabeth Street Pueblo, CO 81008
42	Cassidy Turley Midwest, Inc.	Non-Residential Real Property (Full)	421 E. Nolana Loop McAllen, TX 78504
44	Cassidy Turley Midwest, Inc.	Non-Residential Real Property (Full)	389 S. Wadsworth Blvd. Lakewood, CO 80226
66	Cassidy Turley Midwest, Inc.	Non-Residential Real Property (Full)	510 LBJ Freeway (West IH-635) Irving, TX 75063
81	Cassidy Turley Midwest, Inc.	Non-Residential Real Property (Full)	960 N. Hwy 287 Mansfield, TX 76063
84	Cassidy Turley Midwest, Inc.	Non-Residential Real Property (Full)	411 B East Loop 281 Longview, TX 75605
51	Gentilis, Inc.	Non-Residential Real Property (Full)	3402 St. Michael Dr. Texarkana, TX 75503

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95 <sup>1</sup>	Moondance, Inc.	Non-Residential Real Property (Full)	5900 S. Hulen St. Fort Worth, TX 76132
46	National Retail Properties	Non-Residential Real Property (Full)	3805 I-10 South Beaumont, TX 77705
50 <sup>2</sup>	National Retail Properties	Non-Residential Real Property (Full)	595 E. Round Grove Road Lewisville, TX 75067
47	Native Land Investments, Ltd.	Non-Residential Real Property (Full)	2473 28th Street Greeley, CO 80634
96	RC NELMS JR. HILLCREST TRUST	Non-Residential Real Property (Full)	1725 Loop 323 WSW Tyler, TX 75701
59	Wilmington Center, LLC	Non-Residential Real Property (Full)	2840 Highway 6 & 50, Grand Junction, CO
90	Magdalena Properties,	Non-Residential Real Property (Ground)	5750 Hwy. 6, Missouri City, TX 77459
104	Pleasant Ridge Development Co., LLLP	Non-Residential Real Property (Ground)	11600 Pleasant Ridge Rd., West Little Rock, AR 72223
37	AEI Accredited Investor Fund 2002, Ltd.	Non-Residential Real Property (Full)	2033 Ken Pratt Blvd., Longmont, CO 80501

## 14-10447-tmd Doc#273 Filed 06/12/14 Entered 06/12/14 23:56:26 Imaged Certificate of

Notice Pg 6 of 9
United States Bankruptcy Court
Western District of Texas

In re: Fired Up, Inc. Debtor Case No. 14-10447-tmd Chapter 11

### **CERTIFICATE OF NOTICE**

District/off: 0542-1 User: chapmana Page 1 of 4 Date Rcvd: Jun 10, 2014 Form ID: pdfintp Total Noticed: 53

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Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on
Jun 12, 2014.
db
                  +Fired Up, Inc.,
                                          1514 Ranch Road 620 South,
                                                                                  Austin, TX 78734-6210
                 +Brian A Kilmer, Chamberlain Hrdlicka, 1200 Smith Street, 14th Floor, Houston, TX 77002-4317
+Gilbert Hamberg, 1038 Darby Dr., Yardley, Pa 19067-4519
+Jeffrey Ackermann, Durio McGoffin et al, 220 Heymann Blvd., PO Box 51308,
aty
aty
aty
                    Lafayette, LA 70505-1308
                  +Joshua M. Fried, Pachulski Stang Ziehl & Jones LLP, 150 California Street 15th Floor,
aty
                    San Francisco, CA 94111-4554
                  +Peter J. Keane, Pachulski Stang Ziehl & Jones LLP, 919 North Market Steet, 17th Floor,
aty
                    Wilimington, DE 19801-3034
                  +Arlington ISD, Mansfield ISD,
                                                             c/o Perdue, Brandon, Fielder, et al, P. O. Box 13430,
cr
                    Arlington, TX 76094-0430
                  +BKD, LLP, c/o R. Eric Drews, 14241 Dallas Pkwy #1100,
                                                                                                     Dallas, TX 75254-2961
intp
                  +Bowie Central Appraisal District, c/o Lee Gordon, P.O. Box 1269, Round Rock, TX 78680-1269
cr
                  +Capitol City Produce Company, LLC, c/c
Suite 301, Washington, DC 20016-4667
                                                                     c/o McCarron & Diess,
                                                                                                     4530 Wisconsin Ave., N.W.,
cr
                  +Central Appraisal District of Taylor County,
                                                                                   c/o Lee Gordon, P.O. Box 1269,
cr
                    Round Rock, TX 78680-1269
cr
                  +City of Laredo, c/o Flores & Saucedo, PLLC,
                                                                                    5517 Mcpherson Rd., Ste. 14,
                    Laredo, TX 78041-6687
                 +City of Waco, c/o Lee Gordon, P.O. Box 1269, Round Rock, TX 78680-1269
+Dallas County, Linebarger Goggan Blair & Sampson, LLP, c/o Elizabeth Weller,
2777 N. Stemmons Frwy, Suite 1000, Dallas, TX 75207-2328
cr
cr
                   Ecolab Inc., c/o Kohner, Mann & Kailas, S.C., Milwaukee, WI 53212
cr
                                                                                       460 North Port Washington Road,
                                                                                                 c/o Elizabeth Weller,
                  +Ellis County, Linebarger Goggan Blair & Sampson LLP,
cr
                    2777 N. Stemmons Frwy Ste 1000, Dallas, TX 75207-2328
                  +FTI Consulting, Inc., Three Times Square 11th FL, New York, NY 10036-6564
+FreshPoint Dallas, Inc., c/o McCarron & Diess, 4530 Wisconsin Avenue, N.W
intp
                                                                                         4530 Wisconsin Avenue, N.W.,
                                                                                                                                    Suite 301,
                    FreshPoint Denver, Inc., c/o McCarron & Diess, 4530 Wisconsin Avenue, N.W., Suite 301, Washington, DC 20016-4667
                  +FreshPoint Denver, Inc.,
cr
                  +FreshPoint Oklahoma City, LLC, c/o McCarron & Diess, 4530 Wisconsin Avenue, N.W., Suite 301,
cr
                    Washington, DC 20016-4667
                  +FreshPoint South Texas, LP,
Washington, DC 20016-4667
                                                           c/o McCarron & Diess, 4530 Wisconsin Avenue, N.W., Suite 301,
cr
cr
                  +Gregg County, Linebarger Goggan Blair & Sampson, LLP,
                                                                                                   c/o Elizabeth Weller,
                  2777 N. Stemmons Frwy Ste 1000, Dallas, TX 75207-2328
+Hajjar, Sutherland & Peters, LLP, 3144 Bee Caves Rd, Austin, TX 787
+Hidalgo County, Hidalgo Co. Drainage Dist. #1, and, c/o John T Banks,
intp
                                                                                                 Austin, TX 78746-5560
cr
                  3301 Northland Dr., Ste. 505, Austin, TX 78731-4954
+Hill Country Texas Galleria, LLC, 12700 Hill Country Blvd., Ste. T-100,
cr
                    Bee Cave, TX 78738-6365
                  +Independent Bank, c/o Steve Turner, Barrett Daffin Frappier Turner & Engel, 610 West 5th Street, Suite 602, Austin, TX 78701-2872
Inland American Retail Management, LLC, c/o Menter, Rudin & Trivelpiece, P.C.,
cr
cr
                    Attn: Kevin M. Newman, Esq., 308 Maltbie Street, Suite 200, Syracuse, NY 13204-1439
                  +Lubbock Central Appraisal District, c/o Laura J. Monroe,
cr
                  Perdue, Brandon, Fielder, Collins & Mott, P.O. Box 817, +Magdalena Properties, LLC, c/o R. Spencer Shytles, 5420
                                                                                                     Lubbock, TX 79408-0817
                                                                                              5420 LBJ Freeway, Suite 300,
cr
                    Dallas, TX 75240-6271
                  +Mary Raney Nelms and Dick P. Wood, as Trustees of,
                                                                                           c/o James H. Billingsley, Polsinelli PC,
cr
                    2501 N. Harwood Street, Suite 1900, Dallas, TX 75201-1664
                  +Megaplex Four, Inc., c/o Paul M. Hoffmann,
                                                                                  1201 Walnut, Stuie 2900,
cr
                    Kansas City, MO 64106-2149
                  +National Retail Properties, LP,
cr
                                                                c/o Thompson & Knight LLP, 1722 Routh Street, Suite 1500,
                    Dallas, TX 75201-2532, US
                  +Pachulski Stang Ziehl & Jones LLP, 919 N Market St 17th FL, Wilmington, DE 19801-3034
                                                   c/o McCarron & Diess,
                                                                                    4530 Wisconsin Avenue, N.W.,
                  +Potato Specialty Co.,
cr
                    Washington, DC 20016-4667
                  +Prosperity Bank, c/o Lisa C. Fancher, Fritz, Byrne, Head & Harrison, PLLC, 98 San Jacinto Boulevard, Suite 2000, Austin, TX 78701-4288
+RioCan America Management, Inc., c/o R. Spencer Shytles, 5420 LBJ Freeway, Suite 300,
cr
cr
                    Dallas, TX 75240-6271
                  +Rockwall CAD, Linebarger Goggan Blair & Sampson, LLP, c/o Elizabeth Weller, 2777 N. Stemmons Frwy, Ste 1000, Dallas, TX 75207-2328 +South Coast Plaza, LLC, Attn: John Kim, P.O. Box 60609, Colorado Springs, CO 80960-0609
cr
cr
cr
                  +Tarrant County, Linebarger Goggan Blair & Sampson, LLP,
                                                                                                    c/o Elizabeth Weller,
                    2777 N. Stemmons Frwy Ste 1000, Dallas, TX 75207-2328
                 +The County of Brazos, Texas, c/o Lee Gordon, P.O. Box 1269, Round Rock, TX 78680-1269
+The County of Comal, Texas, c/o Lee Gordon, P.O. Box 1269, Round Rock, TX 78680-1269
+The County of Denton, Texas, c/o Lee Gordon, P.O. Box 1269, Round Rock, TX 78680-1269
+The County of Hays, Texas, c/o Lee Gordon, P.O. Box 1269, Round Rock, TX 78680-1269
+The County of Williamson, Texas, c/o Lee Gordon, P.O. Box 1269, Round Rock, TX 78680-1269
+The Vernon Law Group, PLLC, 4925 Greenville Ave #200, Dallas, TX 75206-0500
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# 14-10447-tmd Doc#273 Filed 06/12/14 Entered 06/12/14 23:56:26 Imaged Certificate of Notice Pg 7 of 9

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District/off: 0542-1
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                                                            Page 2 of 4
                                                                                           Date Royd: Jun 10, 2014
                               Form ID: pdfintp
                                                            Total Noticed: 53
                                                                   Austin, TX 78767-1748
cr
             +Travis County,
                                c/o Kay D. Brock,
                                                     PO Box 1748,
              Tyler Independent School District,
                                                     c/o Tab Beall,
                                                                      Perdue Brandon Fielder Collins & Mott,
cr
                              Tyler, TX 75710-2007
               PO Box 2007,
             +Waco Independent School District,
                                                   c/o Lee Gordon,
                                                                       P.O. Box 1269, Round Rock, TX 78680-1269
cr
Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
             +E-mail/Text: sharon.floyd@fortworthtexas.gov Jun 10 2014 23:32:59
                                                                                       City Of Fort Worth,
cr
                                      1000 Throckmorton St,
                                                               Fort Worth, TX 76102-6311
               City of Fort Worth,
              E-mail/Text: houston_bankruptcy@LGBS.com Jun 10 2014 23:33:31
cr
                                                                                   Cypress Fairbanks ISD,
               c/o John P Dillman,
                                      Linebarger Goggan Blair & Sampson LLP,
                                                                                 P.O. Box 3064,
               Houston, TX 77253-3064
              E-mail/Text: houston_bankruptcy@LGBS.com Jun 10 2014 23:33:31
cr
                                                                                   Fort Bend County,
                c/o John P. Dillman,
                                       Linebarger Goggan Blair & Sampson LLP,
                                                                                  P.O. Box 3064,
               Houston, TX 77253-3064
                                                                                   Harris County,
              E-mail/Text: houston_bankruptcy@LGBS.com Jun 10 2014 23:33:31
cr
             c/o John P.Dillman, Post Office Box 3064, Houston, TX 77253-3064
+E-mail/Text: ecfnotices@dor.mo.gov Jun 10 2014 23:32:25 Missouri Department of Revenue,
cr
               Bankruptcy Unit, PO Box 475, Jefferson City, MO 65105-0475
                                                                                                TOTAL: 5
           ***** BYPASSED RECIPIENTS (undeliverable, * duplicate) *****
              Gilbert R. Saydah Jr.
aty
              ARC CAFE, LLC
cr
              Atascocita 1692, LLC.
cr
              Bexar County,
                             Linebarger Goggan et al
              Brazoria County Tax Office
cr
              Brownsville Public Utilities Board
cr
              City of McAllen
cr
              DDR Corp.
cr
              FRG Capital LLC
cr
              Independent Bank
cr
              McLennan County
cr
intp
              Official Committee Of Unsecured Creditors
              RB River IV LLC
cr
              RB River VI LLC
              South Texas College
cr
              South Texas ISD
cr
              Texas Comptroller of Public Accounts
cr
              Wells Fargo Bank, N.A.
cr
                                                                                               TOTALS: 18, * 0, ## 0
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Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 9): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jun 12, 2014 Signature: /s/Joseph Speetjens

gracie.gonzales@tklaw.com

#### CM/ECF NOTICE OF ELECTRONIC FILING

```
The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email)
system on June 10, 2014 at the address(es) listed below:
              Barbara M. Barron on behalf of Plaintiff
                                                           Fired Up, Inc. bbarron@bnpclaw.com,
               saugusta@bn-lawyers.com;lhicks@bn-lawyers.com;kelliott@bn-lawyers.com
              Barbara M. Barron on behalf of Debtor
                                                        Fired Up, Inc. bbarron@bnpclaw.com,
               saugusta@bn-lawyers.com;lhicks@bn-lawyers.com;kelliott@bn-lawyers.com
              Blake Rasner on behalf of Creditor
                                                     FRG Capital LLC brasner@haleyolson.com,
               dserenil@haleyolson.com
                                  on behalf of Interested Party Official Committee Of Unsecured Creditors
              Bradford J Sandler
               bsandler@pszjlaw.com, ljones@pszjlaw.com
              Cassandra A. Sepanik
                                    on behalf of Creditor
                                                             National Retail Properties, LP
               cassandra.sepanik@tklaw.com, dannette.johnson@tklaw.com
              Christina Flores on behalf of Creditor City of Laredo ffccpllc14@gmail.com
              Christopher Bedford Mosley on behalf of Creditor
                                                                   City Of Fort Worth
               chris.mosley@fortworthtexas.gov, sharon.floyd@fortworthtexas.gov
              Crystal R. Axelrod on behalf of Creditor
David G. Aelvoet on behalf of Creditor
                                                           Atascocita 1692, LLC. caxelrod@morganlewis.com
                                                         Bexar County davida@publicans.com
                                                         National Retail Properties, LP david.bennett@tklaw.com,
              David M. Bennett
                                 on behalf of Creditor
```

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District/off: 0542-1 User: chapmana Page 3 of 4 Date Rcvd: Jun 10, 2014 Form ID: pdfintp Total Noticed: 53

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system (continued) Deborah A. Bynum on behalf of U.S. Trustee United States Trustee - AU12 deborah.a.bynum@usdoj.gov Diane W. Sanders on behalf of Creditor McLennan County austin.bankruptcy@publicans.com South Texas College austin.bankruptcy@publicans.com Diane W. Sanders on behalf of Creditor Diane W. Sanders on behalf of Creditor City of McAllen austin.bankruptcy@publicans.com Diane W. Sanders on behalf of Creditor South Texas ISD austin.bankruptcy@publicans.com Elizabeth Banda Calvo on behalf of Creditor Arlington ISD, Mansfield ISD rgleason@pbfcm.com, ebcalvo@ecf.inforuptcy.com G. James Landon on behalf of Interested Party Official Committee Of Unsecured Creditors landon@slollp.com, prentice@slollp.com H. Elizabeth Weller on behalf of Creditor Rockwall CAD bethw@publicans.com H. Elizabeth Weller on behalf of Creditor
Dallas County bethw@publicans.com
Dallas County bethw@publicans.com James G Ruiz on behalf of Creditor Wells Fargo Bank, N.A. jruiz@winstead.com

James G Ruiz on behalf of Defendant Wells Fargo Bank, N.A. jruiz@winstead.com

James H. Billingsley on behalf of Creditor Mary Raney Nelms and Dick P. Wood, as Trustees of the R.C. Nelms Jr. Hillcrest Trust jbillingsley@polsinelli.com Jason A. Starks on behalf of Creditor Texas Comptroller of Public Accounts bk-jstarks@texasattorneygeneral.gov, sherri.simpson@texasattorneygeneral.gov John P. Dillman on behalf of Creditor Fort Bend County houston\_bankruptcy@publicans.com John P. Dillman on behalf of Creditor John P. Dillman on behalf of Creditor Cypress Fairbanks ISD houston\_bankruptcy@publicans.com Harris County houston\_bankruptcy@publicans.com John T. Banks on behalf of Creditor Hidalgo County, Hidalgo Co. Drainage Dist. #1, and McAllen Independent School District jbanks@pbfcm.com, jbanks@ecf.inforuptcy.com

Joseph D. Martinec on behalf of Creditor South Coast Plaza, LLC martinec@mwvmlaw.com, white@mwvmlaw.com Joseph D. Martinec on behalf of Creditor Hill Country Texas Galleria, LLC martinec@mwvmlaw.com, white@mwvmlaw.com Kay D. Brock on behalf of Creditor Travis County bkecf@co.travis.tx.us Kevin M Newman on behalf of Creditor Inland American Retail Management, LLC knewman@menterlaw.com, kmnbk@menterlaw.com Kristin S Elliott on behalf of Creditor DDR Corp. kelliott@kelleydrye.com, kdwbankruptcydepartment@kelleydrye.com Laura J. Monroe on behalf of Creditor krobertson@ecf.inforuptcy.com Lubbock Central Appraisal District lmbkr@pbfcm.com, Lee Gordon on behalf of Creditor The County of Hays, Texas vcovington@mvbalaw.com;kmorriss@mvbalaw.com;othercourts@mvbalaw.com Lee Gordon on behalf of Creditor Central Appraisal District of Taylor County vcovington@mvbalaw.com;kmorriss@mvbalaw.com;othercourts@mvbalaw.com The County of Comal, Texas Lee Gordon on behalf of Creditor vcovington@mvbalaw.com;kmorriss@mvbalaw.com;othercourts@mvbalaw.com Lee Gordon on behalf of Creditor The County of Williamson, Texas vcovington@mvbalaw.com;kmorriss@mvbalaw.com;othercourts@mvbalaw.com Lee Gordon on behalf of Creditor The County of Denton, Texas vcovington@mvbalaw.com;kmorriss@mvbalaw.com;othercourts@mvbalaw.com Lee Gordon on behalf of Creditor Waco Independent School District vcovington@mvbalaw.com;kmorriss@mvbalaw.com;othercourts@mvbalaw.com Lee Gordon on behalf of Creditor The County of Brazos, Texas vcovington@mvbalaw.com;kmorriss@mvbalaw.com;othercourts@mvbalaw.com Lee Gordon on behalf of Creditor City of Waco vcovington@mvbalaw.com;kmorriss@mvbalaw.com;othercourts@mvbalaw.com Lee Gordon on behalf of Creditor Bowie Central Appraisal District vcovington@mvbalaw.com;kmorriss@mvbalaw.com;othercourts@mvbalaw.com Lisa C. Fancher on behalf of Creditor Prosperity Bank lfancher@fbhh.com, cdeacon@fbhh.com Lynn Saarinen on behalf of Debtor Fired Up, Inc. lsaarinen@bn-lawyers.com, rlevins@bn-lawyers.com;lhicks@bn-lawyers.com Owen M Sonik on behalf of Creditor Brazoria County Tax Office osonik@pbfcm.com, tpope@pbfcm.com;osonik@ecf.inforuptcy.com;houbank@pbfcm.com Paul Matthias Hoffmann on behalf of Creditor Megaplex Four, Inc. paul.hoffmann@stinsonleonard.com R. Brandon Bundren on behalf of Creditor ARC CAFE, LLC rbbundren@duanemorris.com, mmbliler@duanemorris.com;aqslocum@duanemorris.com;arsmith@duanemorris.com R. Spencer Shytles on behalf of Creditor RioCan America Management, Inc. rss@gbstxlaw.com Magdalena Properties, LLC rss@gbstxlaw.com Brownsville Public Utilities Board R. Spencer Shytles on behalf of Creditor M Richard E. Hettinger on behalf of Creditor rhettinger@davidsontroilo.com Yaquinto, Jr on behalf of Creditor Robert Capitol City Produce Company, LLC rob@syllp.com Robert Yaquinto, Jr on behalf of Creditor FreshPoint Dallas, Inc. rob@syllp.comRobert Yaquinto, Jr on behalf of Creditor FreshPoint South Texas, LP rob@syllp.com Robert Yaquinto, Jr on behalf of Creditor FreshPoint Oklahoma City, LLC rob@syllp.com on behalf of Creditor Potato Specialty Co. rob@syllp.com Robert. Yaquinto, Jr Robert Yaquinto, Jr on behalf of Creditor FreshPoint Denver, Inc. rob@syllp.com Samuel C Wisotzkey on behalf of Creditor Ecolab Inc. swisotzkey@kmksc.com Seth E. Meisel on behalf of Interested Party Official Committee Of Unsecured Creditors

meisel@slollp.com, prentice@slollp.com

# 14-10447-tmd Doc#273 Filed 06/12/14 Entered 06/12/14 23:56:26 Imaged Certificate of Notice Pg 9 of 9

District/off: 0542-1 User: chapmana Page 4 of 4 Date Rcvd: Jun 10, 2014

Form ID: pdfintp Total Noticed: 53

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system (continued)

Stephen Christopher Conway on behalf of Creditor Missouri Department of Revenue bankruptcy@dor.mo.gov

Stephen W. Sather on behalf of Plaintiff Fired Up, Inc. ssather@bn-lawyers.com, saugusta@bn-lawyers.com;lhicks@bn-lawyers.com;bbarron@bn-lawyers.com;kelliott@bn-lawyers.com
Stephen W. Sather on behalf of Debtor Fired Up, Inc. ssather@bn-lawyers.com, saugusta@bn-lawyers.com;lhicks@bn-lawyers.com;bbarron@bn-lawyers.com;kelliott@bn-lawyers.com

Steve Turner on behalf of Creditor Independent Bank wdecf@BDFGROUP.com, marshak@BDFGroup.com
Tab Beall on behalf of Creditor Tyler Independent School District tbeall@pbfcm.com,
tylbkc@pbfcm.com;tbeall@ecf.inforuptcy.com

United States Trustee - AU12 ustpregion07.au.ecf@usdoj.gov

TOTAL: 67